

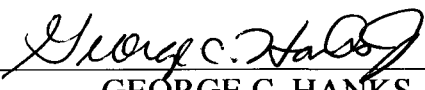


Jennings has also requested that the Court appoint counsel for him (Dkt. 114). That motion is **DENIED**. “An attorney should be appointed only if exceptional circumstances exist.” *McFaul v. Valenzuela*, 684 F.3d 564, 581 (5th Cir. 2012) (citing *Ulmer v. Chancellor*, 691 F.2d 209, 212 (5th Cir. 1982)). In making that determination, the Court considers the case’s type and complexity, the litigant’s ability to investigate and present his claims, and the level of skill required to present the evidence. *Baranowski v. Hart*, 486 F.3d 112, 126 (5th Cir. 2007). Jennings has represented himself well and expressed his contentions clearly throughout this litigation, including in a previous appeal to the Fifth Circuit, and this case does not present any complex legal issues.

The Clerk of this Court shall send a copy of this Order to the parties and to the Clerk of Court of the United States Court of Appeals for the Fifth Circuit. The Fifth Circuit docket number is 16-40665.

The Clerk of this Court shall also mail a copy of this Order to (1) the Inmate Trust Fund, P.O. Box 629, Huntsville, Texas 77342-0629 and (2) the TDCJ Office of the General Counsel, Capitol Station, P.O. Box 13084, Austin, Texas 78711.

SIGNED at Galveston, Texas on May 11 2016.

  
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GEORGE C. HANKS, JR.  
UNITED STATES DISTRICT JUDGE